THE HIGH COURT OF UTTARANCHAL AT NAINITAL.

Civil Misc. Writ Petition (M/S) No. 1360 of 2006

Darmiyan Singh Rana Son of Sri Deepa Singh Rana, presently Posted as Vice President of Committee of Management of Inter College, Kotlagaon, Patti Bhadura, Tehri Garhwal.

… **Petitioner.**

Versus

1. Committee of Management, Inter College, Kotlagaon, Patti Bhadura, Tehri Garhwal through its Manager.
2. Principal, Inter College, Kotlagaon, Patti Bhadura, Tehri Garhwal.
3. District Education Officer, Tehri Garhwal.

... **Respondents.**

Sri H.M.Raturi, learned counsel for the petitioner.
Sri R.C. Arya, learned Standing counsel for the State-respondents.

Dated September 13, 2006.
PC:(Hon'ble B.S.Verma, J.)

(Stay Application No. 11753 of 2006)

Heard learned counsel for the rival parties and perused the record.

Petitioner has filed this writ petition for issue a writ, order or direction in the nature of mandamus commanding the respondent no.3-District Education Officer, Tehri Garhwal, to take decision on the proposal passed by the Committee of Management of Inter College, Kotlagaon, Patti Bhadur, Tehri Garhwal on 26.8.2006.

The only grievance of the petitioner is that three post of teachers are to be filled up from the candidates of reserve category of Scheduled Caste, but the committee of management of the College concerned had not initiated any selection process for the appointment from the reserved/backward classes.

Having gone through the record, it is evident that the petitioner did not make any representation to the respondent 3-District Education Officer concerned, rather a copy of the representation addressed to the Principal Inter College Kotalgaon Patti Bhadura, Tehri Garhwal was endorsed to the authorities including respondent no.3.

In the circumstances of the case, if the representation made by the petitioner to the Principal of the Inter College-respondent no.2 had been received by the D.I.O.S., Tehri Garhwal, the same shall be decided by the authority concerned within a period of four weeks from the date of production of certified copy of the order.

However, liberty is given to the petitioner that he may make a fresh representation to the District Education Officer-respondent no.3 if he so desired and the respondent no. 3 shall decide the same as directed above.

With the above observations, the writ petition is disposed of finally.

(B.S.Verma, J.)

RCP